IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

TUESDAY, THE 2ND JANUARY 2007 / 12TH POUSHA, 1928

Bail Appl..No. 7684 of 2006()

CRIME NO. NOT KNOWN OF KOOTHUPARAMBA POLICE STATION.

PETITIONER/1ST ACCUSED

BABURAJAN K., S/O. V.V.NARAYANAN NAMBIAR, AGED 34 YEARS, M.C.HOUSE, PALERI, P.O.MAMBA, ANJARAKANDY AMSOM, KANNUR.

BY ADV. SRI.M.RAMESH CHANDER

RESPONDENTS:

---

1. STATE OF KERALA, REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

2. S.H.O., KUTHUPARAMBA POLICE STATION, KANNUR.

BY PUBLIC PROSECUTOR SHRI K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 02/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

- - - - - - - - - - - - - - - - -

BAIL APPLICATION NO. 7684 OF 2006

- - - - - - - - - ---------- - - - - -

DATED THIS THE 2ND DAY OF JANUARY, 2007

O R D E R

Petitioner seeks anticipatory bail on the allegation that the Koothuparamba Police are at his heels on the basis of a complaint filed by the Secretary, Vengad Grama Panchayat alleging damage to a culvert on the Panchayat Road at Pattatharikunnu.

2. I heard the learned counsel for the petitioner and the learned Public Prosecutor.

3. Having regard to the nature of the allegations levelled against the petitioner and the other circumstances of the case, I am inclined to grant anticipatory bail to the petitioner. Accordingly, a direction is issued to the officer-in-charge of the police station concerned to release the petitioner on bail for a period of one month in the event of his arrest in connection with the above case on his executing a bond for Rs.10,000/- with two solvent sureties each for the like amount to the satisfaction of the said officer and subject to the following conditions:

1. Petitioner shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioner shall make himself available for interrogation as and when required by the Investigating Officer.

3. The petitioner shall not influence or intimidate the prosecution witnesses nor shall he attempt to tamper with the evidence for the prosecution.

4. Petitioner shall not commit any offence while on bail.

5. Petitioner shall surrender before the Magistrate concerned and seek regular bail in the meanwhile.

If the petitioner commits breach of any of the above conditions, the bail granted to him shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR,JUDGE.

dsn